

**AN ORDINANCE TO AMEND THE DURHAM CITY CODE PROVISION REGULATING THE FUNDING OF  
DRAINAGE ASSISTANCE PROJECTS ON PRIVATE PROPERTY**

WHEREAS, Durham City Code Section 70-687 as currently drafted limits the city contribution for drainage assistance projects located on private single-family residential properties to \$20,000.00 per property per project; and

WHEREAS, it has been found that construction costs have increased since the adoption of the ordinance in 2009; and

WHEREAS, Durham City Code Section 70-688 as currently drafted requires that installment payments for the owner's contribution for drainage assistance projects located on private properties bear an interest rate of nine percent per annum; and

WHEREAS, the City Council finds it fair to establish an interest rate and change it periodically; now, therefore,

BE IT ORDAINED BY THE DURHAM CITY COUNCIL:

**SECTION 1.** The Durham City Code Chapter 70, Article VIII, Sec. 70-687 Amount of funding from stormwater utility funds is hereby amended by deleting existing Sec. 70-687 (1) in its entirety and by enacting the following new Sec. 70-687 (1) Single-family residential properties:

**Sec. 70-687 (1). – Single-family residential properties.**

The City will pay for 80 percent of the estimated project cost not to exceed \$25,000.00 per property per project. The owner shall pay the remaining cost.

**SECTION 2.** The Durham City Code Chapter 70, Article VIII, Sec. 70-688 Installment payments is hereby amended by deleting existing Sec. 70-688 (c) in its entirety and by enacting the following new Sec. 70-688 (c):

**Sec. 70-688 (c).**

The property owner share of the cost shall be payable in eight equal annual installments. The first installment is due and payable 50 days from the date the City manager approves payment of the cost in installments. Subsequent installments, with accrued interest, shall be due and payable on the same date in each successive year thereafter until the property owner share of the stormwater drainage project cost and interest thereon is paid in full. Installment payments shall bear interest at a rate fixed by the City Council in the Fee Schedule.

**SECTION 3.** This Ordinance shall be effective upon passage by the Durham City Council.